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**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF ARIZONA**

IN RE BARD IVC FILTERS  
PRODUCTS LIABILITY LITIGATION

No. MD-15-02641-PHX-DGC

**AMENDED MASTER SHORT FORM  
COMPLAINT FOR DAMAGES FOR  
INDIVIDUAL CLAIMS**

Plaintiff named below, for his Amended Complaint against Defendants named below, incorporates the Master Complaint for Damages in MDL 2641 by reference (Doc. 364).

Plaintiff further shows the Court as follows:

1. Plaintiff/Deceased Party: Robert G. Harbridge

2. Spousal Plaintiff/Deceased Party's spouse or other party making loss of consortium claim: N/A

3. Other Plaintiff and capacity (i.e., administrator, executor, guardian, conservator): N/A

4. Plaintiff's/Deceased Party's state(s) [if more than one Plaintiff] of residence at the time of implant: Virginia

5. Plaintiff's/Deceased Party's state(s) [if more than one Plaintiff] of residence

1 at the time of injury: Virginia

2 6. Plaintiff's current state(s) [if more than one Plaintiff] of residence: Virginia

3 7. District Court and Division in which venue would be proper absent direct  
4 filing: United States District Court for the Western District of Virginia –  
5 Lynchburg Division

6  
7 8. Defendants (check Defendants against whom Complaint is made):

8  
9 ☒ C.R. Bard Inc.

10 ☒ Bard Peripheral Vascular, Inc.

11 9. Basis of Jurisdiction:

12 ☒ Diversity of Citizenship

13 ☐ Other:

14 ☐ Other allegations of jurisdiction and venue not expressed in Master  
15 Complaint: N/A

16 10. Defendants' Inferior Vena Cava Filter(s) about which Plaintiff(s) is making  
17 a claim (Check applicable Inferior Vena Cava Filter(s)):

18 ☐ Recovery® Vena Cava Filter

19 ☐ G2® Vena Cava Filter

20 ☐ G2® Express (G2®X) Vena Cava Filter

21 ☐ Eclipse® Vena Cava Filter

22 ☐ Meridian® Vena Cava Filter

23 ☒ Denali® Vena Cava Filter

☐ Other:

11. Date of Implantation as to each product: January 9, 2014

12. Counts in the Master Complaint brought by Plaintiff(s):

☒ Count I: Strict Products Liability - Manufacturing Defect

☒ Count II: Strict Products Liability - Information Defect (Failure to Warn)

☒ Count III: Strict Products Liability- Design Defect

☒ Count IV: Negligence – Design

☒ Count V: Negligence- Manufacture

☒ Count VI: Negligence- Failure to Recall/Retrofit

☒ Count VII: Negligence- Failure to Warn

☒ Count VIII: Negligent Misrepresentation

☒ Count IX: Negligence Per Se

☒ Count X: Breach of Express Warranty

☒ Count XI: Breach of Implied Warranty

☒ Count XII: Fraudulent Misrepresentation

☒ Count XIII: Fraudulent Concealment

☒ Count XIV: Violations of Applicable New York Law Prohibiting Consumer Fraud and Unfair and Deceptive Trade Practices

☐ Count XV: Loss of Consortium

☐ Count XVI: Wrongful Death

DATED this 12<sup>th</sup> day of February, 2016.

**MILLER WEISBROD LLP**

/s/MaxFreeman  
Attorneys for Plaintiff

**CERTIFICATE OF SERVICE**

I hereby certify that on February 12, 2016, I electronically transmitted the foregoing document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to all counsel of record.

/s/ Max Freeman  
Max Freeman